



Department of Energy

Bonneville Power Administration
P.O. Box 3621
Portland, Oregon 97208-3621

PUBLIC AFFAIRS

July 9, 2008

In reply refer to: DK-7

Mr. Venkat Balasubramani, Principal
Balasubramani Law
8426 40th Avenue SW
Seattle, WA 98136

RE: FOIA 08-048/Privacy Act 08-003

Dear Mr. Balasubramani:

Thank you for your request for information that you made, on behalf of Shirley Scheier, to the Bonneville Power Administration (BPA), under the Freedom of Information Act (FOIA), 5 U.S.C. 552 and the Privacy Act (PA), U.S.C. 552a. Your electronic request was received in this office on Tuesday, June 3, 2008, and has been assigned a controlled FOIA number, 08-048 and also a controlled Privacy Act number, PA 08-003. Please use these numbers in correspondence with the Agency about your request.

You have requested the following:

1. Any formal or informal policies regarding photography or videotaping of the BPA facility located at 914 Avenue D Snohomish, WA 98290 (the "Facility"), including any policies which were in place as of October 1, 2005, and any policies in place between October 1, 2005, and the present
2. Any formal or informal policies regarding reporting (by employees at the Facility) behavior viewed as suspicious to law enforcement which were in place between October 1, 2005, and the present
3. Any documents relating to an incident which occurred on October 17, 2005, (the "Incident") where BPA employees (including Monique Bernritter or Neil Echols) called 911 based on suspicious activity outside the Facility, including communications with the City of Snohomish Police Department
4. Any audio or video recordings related to the Incident, including if available, recordings of the call made by BPA employees to the City of Snohomish Police Department
5. Any documents reflecting changes in (or proposals to change) publicly visible signage at or outside the Facility between October 1, 2005, and the present
6. Documents sufficient to indicate the positions held by Monique Bernritter and Neil Echols as of October 17, 2005, and their current work contact information (if available).

After reviewing your request, it was determined that you addressed all the criteria of a proper request under the FOIA, DOE, and BPA regulation that implements the FOIA at Title 10, Code of Federal Regulations, Part 1004. You have agreed to pay up to \$150 in fees associated with the request.

However, in accordance with Title 10, Code of Federal Regulations, Section 1008.4(b), the DOE, BPA, requires valid identification of the individual, in this case Ms. Scheier, making a request under the Privacy Act (PA), 5 U.S.C. 552a, before information will be released.

Requesters should include, via mail or fax, a certification of identity with their PA request. A certification of identity is verification that the requester is the individual requesting the information and contains the individual's full name, current address, date and place of birth, and signature. The signature should be notarized, witnessed by two individuals (including addresses of witnesses), or submitted under 28 U.S.C. § 1746, which is a law that permits statements to be made under penalty of perjury as a substitute of notarization. Falsification of statements is punishable by a fine or by imprisonment of not more than five years, or both (18 U.S.C. § 1001). Requesting or obtaining any record(s) under false pretenses is punishable under the provisions of 5 U.S.C. § 552a (i)(3) as a misdemeanor and by a fine of not more than \$5,000.

As a follow-up from our phone conversation today, Monday, June 10, 2008, BPA will not disclose any records involving an individual to a third party except pursuant to a written authorization from the individual identified in the records. Once BPA is in receipt the appropriate documentation as listed, we will continue processing your FOIA/Privacy Act Request on behalf of Shirley Scheier.

Written authorization should include:

- a description of the records to be disclosed;
- the name of the person, firm, or agency to which the records will be disclosed;
- a statement authorizing the BPA to release the records;
- the individual's signature and date; and
- certification of identity

Mr. Pete Jeter, Security Officer, has been designated as the Authorizing Official for your request. Should you have any questions, Mr. Jeter may be reached by calling 503-230-5148.

I appreciate the opportunity to assist you with this matter. If you have any questions about this letter, please contact Ms. Atterbury at 503-230-7305.

Sincerely,

Christina J. Brannon
Freedom of Information Act/Privacy Act Officer